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*Priority to
Baldrey/NG
2/12/04*

FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al

Serial No. 10/015,408

Filed: December 12, 2001

For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-305-8825

Number of pages including cover sheet: 15

Attention: ANDREW FAILE

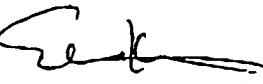
From: Ellen Kotler for Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Ft. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

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Mr. Faile:

Confirming our telephone conversation on February 12, 2004, attached are copies of all the papers filed in the above case. Thank you in advance for getting these documents to Joe Hail.


Ellen Kotler, Paralegal

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Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
FKGGB*FTL--KAIN
954 768 0158
Feb-12-04 9:16AM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
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Total 2'56" Pages Sent: 14 Pages Printed: 0

Pages Sent: 14

Pages Printed: 0

• 1980 • 100

Aug 11 1970

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al

Entitled "Apparatus for
Serial No. 10/015,409

Filed: December 12, 2001

For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling 703-872-9306

Number of pages including cover sheet: 1-1

Attention: Joseph J. Hail, III

From: Robert C. Kain, Jr.
Klein, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Fort Lauderdale, Florida 33316-1153

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I hereby certify that the following communication (2 pgs) with attachments (11 pgs.) are being facsimile transmitted to the U.S. Patent and Trademark Office, Attention Supervisor Joseph H. Hail, III, central the number 703-872-9306, on February 12, 2003.



Robert C. Klein, Jr.

Kahori C. Klein, Jr.

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al

Serial No. 10/015,408

Filed: December 12, 2001

For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-872-9306

Number of pages including cover sheet: 14

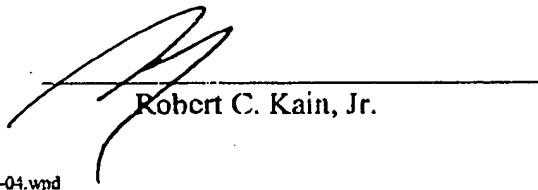
Attention: Joseph J. Hail, III

From: Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Ft. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

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I hereby certify that the following communication (2 pgs.) with attachments (11 pgs.) are being facsimile transmitted to the U.S. Patent and Trademark Office, Attention Supervisor Joseph H. Hail, III, central fax number 703-872-9306, on February 12, 2003.



Robert C. Kain, Jr.

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Robert J. DiStasio, et al.

Serial No. 10/015,408

Examiner James Smith

Filed: December 12, 2001

Group 3723

For: Removal Tool for Locking Nut, Bolt and Clip Systems and Assemblies

Communication

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

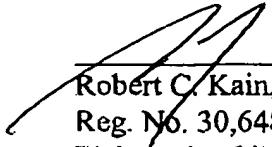
This is a further response to the Notice of Abandonment dated December 23, 2003. Please debit or credit Deposit Account No.03-1231 for any overpayments/underpayments.

On February 7, 2003 applicant filed a response via facsimile to the Communications from the U.S. Patent and Trademark Office dated December 16, 2002 and January 31, 2003. A copy of that response with the facsimile cover sheet and our send confirmation report are enclosed. Applicant's attorney and paralegal have had numerous telephone conversations with Supervisor Joseph J. Hail, III regarding this case and have sent Mr. Hail, via telefax, copies of the response, request to withdraw holding of abandonment, telefax confirmation sheets. Copies of all documents showing attempts to take care of this matter are attached.

It is respectfully requested that the abandonment of this application be withdrawn and that this case proceed to allowance.

Respectfully submitted,

Feb 12, 2004


Robert C. Kain, Jr.

Reg. No. 30,648

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SEND CONFIRMATION REPORT for
FKGGGB*FTL--KAIN
954 768 0158
Feb-12-04 7:08AM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
808	2/12 7:06AM	1'52"	USPTO	Send.....	8 / 8	EC144	Completed.....

Total 1'52" Pages Sent: 8 Pages Printed: 0

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al. 1/28/04
Serial No. 10/015,408 1/29/04
Filed: December 12, 2001 2/12/04
For: REMOVAL TOOL FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-746-3267
Number of pages including cover sheet: 8

Attention: Joseph J. Hail, III

From: Ellen Kotler for Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Fl. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

IF YOU DO NOT PROPERLY RECEIVE THIS FAX PLEASE CALL (954-768-9002)

Mr. Hail: *This is the 3rd time this has been
faxed to you.*

Confirming our telephone conversation on January 28, 2004, attached are copies of our Request to Withdraw Holding of Abandonment Response with Facsimile Cover Sheet and Send Confirmation Report in the above case. We filed a timely response on February 7, 2003 to an Office Action dated January 31, 2003. Can you please help us with this case which should not have gone abandoned.

Thank you.

Ellen Kotler, Paralegal

[Signature]
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.

A-1

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FACSIMILE COVER SHEET

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In re Application of Robert J. DiStasio, et al
Serial No. 10/015,408
Filed: December 13, 2001
For: REMOVAL TOOL FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-746-3267
Number of pages including cover sheet: 8

Attention: Joseph J. Hall, III

Prom: Ellen Kotler for Robert C. Kain, Jr.
Kain, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
 Ft. Lauderdale, Florida 33316-1153

Stetson Fax Number: 954-768-0158

IF YOU DO NOT PROPERLY RECEIVE THIS FAX PLEASE CALL (954) 768-9071

Mr. Hulb.

Confirming our telephone conversation on January 28, 2004, enclosed are copies of our Request to Withdraw Holding of Abandonment, Response with Facsimile Cover Sheet and Send Confirmation Report in the above case. We filed a timely response on February 7, 2003 to an Office Action dated January 31, 2003. Can you please help us with this case which should not have gone abandoned.

Thank you.

Ellen Kotter, Paralegal

Engr. G. S. Goyal

לעומת הטענה: **ב** מילוי מושבם של חברי מפלגתם.

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status	USPTO Send	USPTO	Bases Set to 8	Total
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A-2

HP LaserJet 3100
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SEND CONFIRMATION R.
FKGGGB*FTL--KAIN
954 768 0158
Jan-28-04 11:16AM

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Total 1'48" Pages Sent: 8 Pages Printed: 0

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al
Serial No. 10/015,408
Filed: December 12, 2001
For: REMOVAL TOOL FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-746-3267
Number of pages including cover sheet: 8

Attention: Joseph J. Hall, III

From: Ellen Kotter for Robert C. Kain, Jr.
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750 Southeast Third Avenue, Suite 100
Pt. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

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Mr. Hall;

Confirming our telephone conversation on January 28, 2004, attached are copies of our Request to Withdraw Holding of Abandonment; Response with Facsimile Cover Sheet and Send Confirmation Report in the above case. We filed a timely response on February 7, 2003 to an Office Action dated January 31, 2003. Can you please help us with this case which should not have gone abandoned.

Thank you,

Ellen Kotter, Paralegal

2025 RELEASE UNDER E.O. 14176

A-3

**FLEIT, KAIN,
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FACSIMILE COVER SHEET

1/28/04

1/29/04

2/12/04

In re Application of Robert J. DiStasio, et al

Serial No. 10/015,408

Filed: December 12, 2001

For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-746-3267

Number of pages including cover sheet: 8

Attention: Joseph J. Hail, III

From: Ellen Kotler for Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Ft. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

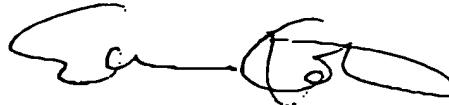
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Confirming our telephone conversation on January 28, 2004, attached are copies of our Request to Withdraw Holding of Abandonment; Response with Facsimile Cover Sheet and Send Confirmation Report in the above case. We filed a timely response on February 7, 2003 to an Office Action dated January 31, 2003. Can you please help us with this case which should not have gone abandoned.

Thank you.

Ellen Kotler, Paralegal



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END CONFIRMATION REPORT for
FKGGGB*FTL--KAIN
954 768 0158
Dec-30-03 9:28AM

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Total 1'28" Pages Sent: 6 Pages Printed: 0

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al
Serial No. 10/015,408
Filed: December 12, 2001
For: REMOVAL TOOL FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-872-9302
Number of pages including cover sheet: 6

Attention: Examiner James Smith
Group 3723

From: Robert C. Kain, Jr.
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Return Fax Number: 954-768-0158

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Robert C. Kain, Jr.
Reg. No. 30,648



Date: December 30, 2003

Transmitting system has confirmed transmission. 12-30-03 09:28AM

A-5

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FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al

Serial No. 10/015,408

Filed: December 12, 2001

For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND ASSEMBLIES

Calling: 703-872-9302

Number of pages including cover sheet: 6

Attention: Examiner James Smith
Group 3723

From: Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini & Bianco, P.L.
750 Southeast Third Avenue, Suite 100
Ft. Lauderdale, Florida 33316-1153

Return Fax Number: 954-768-0158

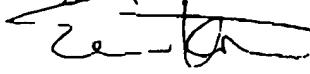
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Robert C. Kain, Jr.

Reg. No. 30,648



Date: December 30, 2003

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954 768 0158
Feb-7-03 3:35PM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
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Total 0'47"		Pages Sent: 3		Pages Printed: 0			

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Robert C. Kain, Jr. rkain@fleitkain.com
William R. Thacker, Jr. wrthacker@fleitkain.com

FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al
Serial No. 10015,608
Filed: December 12, 2001
For: REMOVAL TOOLS FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND
ASSEMBLIES

Calling: 703-305-3579
Number of pages including cover sheet: 3

Attention: Examiner James Smith
Group 3733

From: Robert C. Kain, Jr.
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750 Southeast Third Avenue, Suite 100
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Return Fax Number: 954-768-0158

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I HEREBY CERTIFY THAT THE FOLLOWING RESPONSE (2 PGS) IN THE ABOVE
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Robert C. Kain, Jr.
Reg. No. 30,648



Date: February 7, 2003

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William R. Trueba, Jr. wtrueba@fleitkain.com

FACSIMILE COVER SHEET

In re Application of Robert J. DiStasio, et al
Serial No. 10/015,408

Filed: December 12, 2001
For: REMOVAL TOOK FOR LOCKING NUT, BOLT AND CLIP SYSTEMS AND
ASSEMBLIES

Calling: 703-305-3579

Number of pages including cover sheet: 3

Attention: Examiner James Smith
Group 3723

From: Robert C. Kain, Jr.
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Return Fax Number: 954-768-0158

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TRADEMARK OFFICE, EXAMINER JAMES SMITH, FAX NUMBER 703-305-3579 ON THE
DATE SHOWN BELOW.

Robert C. Kain, Jr.
Reg. No. 30,648



Date: February 7, 2003

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Robert J. DiStasio, et al.

Serial No. 10/015,408

Examiner James Smith

Filed: December 12, 2001

Group 3723

For: Removal Tool for Locking Nut, Bolt and Clip Systems and Assemblies

RESPONSE

Commissioner for Patents
Washington, D.C. 20231
Box Non-Fee Amendment

Sir:

This is a response to the Communication dated January 31, 2003 and December 16, 2002.

Please debit or credit Deposit Account No.03-1231 for any overpayments/underpayments.

Applicant seeks to patent the combination of the removal tool and the locking nut and bolt claimed in claims 7 and 8 (generic) and specifically claim 13. See Figs. 116, 117, and the modification in FIGS. 92 and 93. Claim 13 relates to the combination of the tool and a specific locking insert. See FIGs. 30b, 30c, 30d, 30f and 30i for this locking nut insert. FIG. 30f shows the locking nut insert disposed in the nut. FIG. 30i shows a locking nut insert partially disposed within and partially extending outboard of the nut. This is a more complex system. In any event, the present invention relates to a removal tool in combination with the locking system. This election is without traverse.

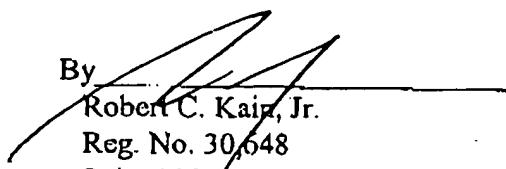
Applicant retains the right to seek patent protection on the removal tool in a divisional or a continuation patent application.

No traverse. Claims not specified herein do not fall within elected species. The inventorship is correct. **The election set forth herein is consistent with the pending parent case.** In the parent case, applicant generally elected to prosecute the locking nut insert, FIGS. 30b and 30c, and the locking insert disposed in the recess of the nut (FIGs. 30f, and 35e). The present case relates to a **removal tool in combination with the insert.**

Respectfully submitted,

Fleit, Kain, Gibbons, Gutman & Bongini, P.L.

By


Robert C. Kain, Jr.
Reg. No. 30,648
Suite 100
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(954) 768-9002

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